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TOExaminer Jong Suk Lee
Art Group 3673**FAX NO.**

571-273-8300

User Number: 940 Client #: 8266 Matter #: 1126

Total number of pages transmitted including cover sheet:

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Comments:

Sent by fax: September 9, 2005

Applicants: Zerhusen et al.

Serial No.: 10/644,122

Filed: August 20, 2003

Title: BED SIDERAILS HAVING FLEXIBLE PORTIONS

Atty. Docket No.: 8266-1126

☒ Amendment Transmittal☒ Amendment and Reply Under 37 U.S.C. § 1.111

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PAGE 1/12 * RCVD AT 9/9/2005 4:44:58 PM [Eastern Daylight Time] * SVR:USPTO-EFAX-6/24 * DNIS:2738300 * CSID:+13176845173 * DURATION (mm-ss):03-42

BOSE MCKINNEY & EVANS LLP**CUSTOMER NUMBER 25267**2700 First Indiana Plaza
135 North Pennsylvania Street
Indianapolis, Indiana 46204**PATENT APPLICATION**

Applicant: Zerhusen, Robert M. et al.
Serial No.: 10/644,122
Filing Date: August 20, 2003
Title: BED SIDERAILS HAVING FLEXIBLE PORTIONS
Group: 3673 Examiner: Lee, J.
Atty. Docket: 8266-1126

Certificate Under 37 C.F.R. 1.8(a)

I hereby certify that this correspondence is being transmitted via facsimile (571-273-8300) and addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

on September 9, 2005


Brenda Vandever

Dated: September 9, 2005

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is a response in the above-identified application:

The fee has been calculated as shown below:

CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	NUMBER EXTRA	RATE	FEE
TOTAL CLAIMS (37 C.F.R. 1.16(c))	29	38	0	\$50	\$0
INDEPENDENT CLAIMS (37 C.F.R. 1.16(b))	8	8	0	\$200	\$0
If applicant has small entity status under 37 C.F.R. 1.9 and 1.27, then divide total fee by 2, and enter amount here.			SMALL ENTITY TOTAL	NO	\$0
TOTAL FEE FOR ADDITIONAL CLAIMS					\$0

*If the "Highest Number Previously Paid For" in this space is less than 20, write "20" in this space.
**If the "Highest Number Previously Paid For" in this space is less than 3, write "3" in this space.An Extension of Time for _____ month(s) is hereby requested under
37 C.F.R. 1.136(a). The required fee for filing this extension is:

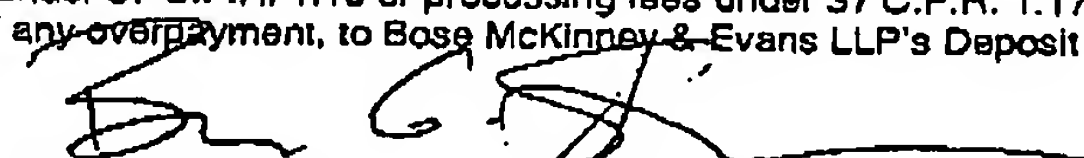
Information Disclosure Statement

TOTAL FEE FOR THIS AMENDMENT

\$0

A check in the amount of to \$ _____ cover the total fee for this
amendment is attached.

The Commissioner is hereby authorized to charge any additional filing fees under 37 C.F.R. 1.16 or processing fees under 37 C.F.R. 1.17 which may be required during the prosecution of this application, or credit of any overpayment, to Bose McKinney & Evans LLP's Deposit Account No. 02-3223. A duplicate copy of this sheet is enclosed.


Attorney of Record
Printed Name: Brion G. St. Amour
Reg. No. 55,640

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BOSE McKINNEY & EVANS LLP

SEP 09 2005
2700 First Indiana Plaza
135 North Pennsylvania Street
Indianapolis, Indiana 46204
(317) 684-5000PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Atry. Docket: 8266-1126

Applicants: Zerhusen et al.

Title: BED SIDERAILS
HAVING FLEXIBLE PORTIONS

Serial No.: 10/644,122

Filed: August 20, 2003

Examiner: Lee, Jong Suk

Group: 3673

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on September 9, 2005


Brenda Vandever

Dated: September 9, 2005

AMENDMENT AND REPLY
UNDER 37 U.S.C. § 1.111Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Responsive to the Office Action mailed June 9, 2005, Applicants submit the following
amendments and remarks for the Examiner's consideration.

Claims begin on page 2.

Remarks begin on page 6.